

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CIVIL MINUTES

Date: May 31, 2024	Time: 3 hours 51 minutes	Judge: YVONNE GONZALEZ ROGERS
Case No.: 20-cv-05640-YGR	Case Name: Epic Games v. Apple Inc.	

Attorney for Plaintiff: Gary Bornstein, Yonatan Even, Lauren Moskowitz, and Michael Zaken

Attorney for Defendant: Mark Perry, Rich Doren, Jason Lo, Tony Bedel, Dana Craig, and
Jacqueline Sesia

Apple Head of Litigation: Heather Grenier

Deputy Clerk: Edwin Angelo A. Cuenco

Court Reporter: Raynee Mercado

PROCEEDINGS

Evidentiary Hearing – HELD. See attached witness and exhibit list.

The Court ordered the production of all Apple’s documents relative to the decision-making process leading to the link entitlement program and associated commission rates. The parties are ordered to meet and confer regarding a document production timetable and shall update the Court at a Status Conference set for Tuesday, June 4, 2024 at 4:00 p.m. and held via Zoom.

Separately, Apple sought guidance from the Court regarding its admonitions that witnesses refrain from discussing matters at issue in this evidentiary hearing. The Court clarifies that witnesses shall refrain from discussing the decision-making process leading to the link entitlement program and associated commission rates. To be clear, the Court’s concern is historic.

If Apple has concerns regarding the applicability of this ruling, it may contact the Court. If there is any doubt, the witnesses are instructed to err on the side of caution and nondisclosure.